

**Mississippi Secretary of State**  
700 North Street P. O. Box 136, Jackson, MS 39205-0136

**ADMINISTRATIVE PROCEDURES NOTICE FILING**

AGENCY NAME Mississippi Commission on Environmental Quality Mississippi Department of Environmental Quality		CONTACT PERSON Ted Lampton	TELEPHONE NUMBER 601-961-5573	
ADDRESS P.O. Box 2261		CITY Jackson	STATE MS	ZIP 39225
EMAIL Ted_Lampton@deq.state.ms.us	SUBMIT DATE: 9-5-13	Name or number of rule(s): Mississippi Administrative Code, Title 11, Part 2, Chapter 1, "Air Emission Regulations for the Prevention, Abatement, and Control of Air Contaminants"		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Amendments to Mississippi Administrative Code, Title 11, Part 2, Chapter 1. Amendments to adopt, by reference, newly promulgated amendments to Federal New Source Performance Standards, in 40 CFR Part 60, Federal National Emission Standards for Hazardous Air Pollutants in 40 CFR Parts 61 and 63, and Federal Consolidated Air Rules in 40 CFR Part 65. Amendments to correct paragraph numbering in Rule 1.4.B(6). Amendments to remove the provisions in Rule 1.8.D. Mercury Emissions from Electric Utilities since the federal provisions referenced in Rule 1.8.D. have been vacated and are no longer in effect.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. §§49-2-9(1)(b) and 49-17-17 (Rev.2003)

List all rules repealed, amended, or suspended by the proposed rule: 11 Miss. Admin. Code Pt. 2, Ch. 1

**ORAL PROCEEDING:**

☒ An oral proceeding is scheduled for this rule on: Date: October 7, 2013, Time: 2:00 p.m., Place: Mississippi Department of Environmental Quality, 515 E. Amite St., Jackson, Mississippi 39201

☐ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

**ECONOMIC IMPACT STATEMENT:**

☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed: _____ New rule(s) <u>X</u> Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: <u>X</u> 30 days after filing _____ Other (specify): _____	Date Proposed Rule Filed: Action taken: _____ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: Theodore D. Lampton, III, Senior Attorney

Signature of person authorized to file rules: *Ted Lampton*

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
<div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by	<div style="border: 1px solid black; padding: 10px; text-align: center;">  </div> Accepted for filing by <u><i>[Signature]</i></u> <u>#20025</u>	<div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

**MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY  
NOTICE OF PROPOSED RULEMAKING  
NOTICE OF PUBLIC HEARING**

**PUBLIC NOTICE START DATE: SEPTEMBER 6, 2013**

**DEADLINE FOR COMMENTS: OCTOBER 7, 2013**

PLEASE TAKE NOTE that the Mississippi Commission on Environmental Quality ("Commission") is considering to adopt proposed amendments to state air pollution control regulations. The proposed regulation amendments will be applicable statewide.

**I. Description of the Proposed Amendments.**

1. Amendments to Mississippi Administrative Code, Title 11, Part 2, Chapter 1, "Air Emission Regulations for the Prevention, Abatement, and Control of Air Contaminants", to adopt, by reference, newly promulgated amendments to Federal New Source Performance Standards, in 40 CFR Part 60, Federal National Emission Standards for Hazardous Air Pollutants in 40 CFR Parts 61 and 63, and Federal Consolidated Air Rules in 40 CFR Part 65.
2. Amendments to Mississippi Administrative Code, Title 11, Part 2, Chapter 1, "Air Emission Regulations for the Prevention, Abatement, and Control of Air Contaminants", to correct paragraph numbering in Rule 1.4.B(6).
3. Amendments to Mississippi Administrative Code, Title 11, Part 2, Chapter 1, "Air Emission Regulations for the Prevention, Abatement, and Control of Air Contaminants", to remove the provisions in Rule 1.8.D. Mercury Emissions from Electric Utilities since the federal provisions referenced in Rule 1.8.D. have been vacated and are no longer in effect.
4. Amendments to Mississippi Administrative Code, Title 11, Part 2, Chapter 4, "Ambient Air Quality Standards" to adopt, by reference, amendments to the Federal National Ambient Air Quality Standards as promulgated in 40 CFR Part 50.

**II. Manner by Which the Public May Comment.**

Copies of the proposed amendments to the referenced regulations may be obtained by contacting Mr. Lorenzo Boddie, Public Records Administrator at (601)961-5758 or by writing to the Mississippi Department of Environmental Quality, P.O. Box 2261, Jackson, Mississippi 39225. For persons with internet access, the proposed regulation amendments may be found on the Mississippi Department of Environmental Quality's website at <http://www.deq.state.ms.us> under Programs/Air Quality/New Information.

Members of the public may present verbal or written comments during the public hearing described below. Also, any written statements regarding the proposed regulation amendments will be a part of the public hearing record if delivered by 5:00 p.m., Monday, October 7, 2013, to the attention of Ms. Maya Rao at the address shown above.

**III. Notice of Public Hearing.**

The hearing will be held on Monday, October 7, 2013, at 2:00 p.m. in the Commission Hearing Room (Room 104A) of the Mississippi Department of Environmental Quality Office Building located at 515 East Amite Street, Jackson, Mississippi 39201.

**IV. Additional Information.**

For additional information, please contact Mr. Connie Simmons at 601-961-5165.